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## ***How does the CAPP program work?***

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The Community Assisted Party Program, (CAPP), aims to curb nuisance behavior at chronic party houses.

### ***FREQUENTLY ASKED QUESTIONS:***

#### **1. What does it mean when a house is "CAPP'd"?**

- A CAPP designation on a house is an indicator to officers that the house has been contacted for parties in the past, and changes their enforcement posture

#### **2. How is a house CAPP'd?**

- The decision of whether or not to CAPP a property is left to the discretion of the SDPD Division – there are three ways a house could be CAPP'd:
- 2 calls within 30 days for "PARTY", "415", or "59.5.0502" disturbances
- A citation or arrest is made when officers respond to a party call
- 5 neighbors from separate addresses can petition their SDPD division for consideration of CAPP designation

#### **3. What happens once a house is CAPP'd?**

- Both the property owner and the tenants are notified of the CAPP status by a letter
- If SDPD or SDSU police respond to the house again for a party, PC 415, or SDMC 59.5.0502 call, the notified tenants will be arrested (if appropriate, noise equipment will be impounded)
- If problems persist, the abatement process may be used

### **QUESTIONS?**

Contact your Mid-City CAPP Coordinator, Shelly Olson-Hill (619-516-3087), or your Neighborhood Prosecutor, Deputy City Attorney Kristin Beattie (619-516-3072).

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## ***What Can You Do About Loud Parties?***

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1) Try to have **open lines of communication** with all of your neighbors. Discuss your concerns about noise violations (consider sharing your work schedules and other sleep concerns with neighbors). Consider forming a “neighborhood watch” to improve everyone’s security and quality of life.

2) **Report crime to the police.**

**SDMC 59.5.0502(b)2(a)** states it is a misdemeanor if the following occurs: audible, amplified music is played after 10:00 p.m. and before 8:00 a.m., in such a manner as to be plainly audible at a distance of fifty feet from the building, structure, or vehicle in which it is located. This violation can be called in at 619-531-2000 and the responding officer may issue a citation if they hear the violation (NO citizen’s arrest would be needed). If the noise is NOT occurring when the officer arrives, a citizen’s arrest would be required.

**PC 415(2)** states it is a misdemeanor if the following occurs: a person maliciously and willfully disturbs another person by loud and unreasonable noise. This violation can be called in at 619-531-2000. Then, you will need to describe the disturbance in detail to the responding officers (i.e., loud music, cars, trash, loud talking, urinating in public, alcohol violations, and so forth). You will need to discuss any history of similar behaviors with the responding officers as well and tell them how the noise affected you (i.e., unable to sleep, cannot watch TV, unable to read, and so forth). Do not confront the offenders at their party. Let the police officers talk to them. You will be required to make a citizen’s arrest.

*IMPORTANT NOTE:* Document all incidents, incident numbers, and incident dates; take notes to give to responding officers to help them write their reports.

3) Contact the **National Conflict Resolution Center (NCRC)** and set up a **mediation** session. NCRC will work out guidelines between the property owner, tenants and you – both parties must volunteer to participate, and mediation services are free. Contact Randy West, Director of Community Mediation, at 619-238-2400, ext. 231, or check out [www.ncrconline.com](http://www.ncrconline.com).

### ***QUESTIONS?***

Contact your Neighborhood Prosecutor, Deputy City Attorney Kristin Beattie (619-516-3072), or your CAPP Coordinator, Shelly Olson-Hill (619-516-3087).

4) Contact the City's **Neighborhood Code Compliance Department (NCCD)** at 619-236-5500, (Monday-Friday, 9:00 a.m. - 3:00 p.m.), and file a complaint.

5) If you are considering a **Small Claims Court** action, contact San Diego's **Neighborhood Nuisance Program** – Fred Zuckerman, 533-6123, [fzuckerman@saniego.gov](mailto:fzuckerman@saniego.gov). These actions cost \$75.00 to file and each adult can file a \$7,500 claim against the property owner. Court action should be a last resort. Please follow the above suggestions before choosing this route, and consult an attorney before taking any legal action.

*QUESTIONS?*

Contact your Neighborhood Prosecutor, Deputy City Attorney Kristin Beattie (619-516-3072), or your CAPP Coordinator, Shelly Olson-Hill (619-516-3087).